

Serial No. Not 10/767,676
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REMARKS

Claims 6, 14, and 15 have been amended. Thus, claims 1-17 are presented for examination. Applicants respectfully requests reconsideration and allowance of the pending claims in view of the foregoing amendments and the following remarks.

Response to rejections under Section 112:

Claims 6, 14, and 15 have been amended to remove the term "Bluetooth", which was rejected by the Examiner. Applicants respectfully request the Examiner to withdraw the 112 rejections.

Response to rejections under Section 102:

Claims 1-17 stand rejected under 35 U.S.C. 102(e) as being anticipated by Edwards et al. (GB 2361131). Applicants respectfully submit that Edwards cannot be used as a Section 102(e) rejection. MPEP 2136, states:

(e)the invention was described in — (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for the purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.


Edwards is a foreign application and not an application filed in the United States, a patent filed in the United States or an international application. Thus, applicants respectfully request the Examiner to withdraw the Section 102(e) rejections.

Conclusion

For the foregoing reasons, it is respectfully submitted that the rejections set forth in the outstanding Office Action are inapplicable to the present claims. Accordingly, Applicants respectfully request that the Examiner reconsider the rejections and timely pass the application to allowance. Please grant any extensions of time required to enter this paper. The commissioner is hereby authorized to charge any appropriate fees due in connection with this paper, including the fees specified in 37 C.F.R. §§ 1.16 (c), 1.17(a)(1) and 1.20(d), or credit any overpayments to Deposit Account No. 19-2179.

Respectfully submitted,

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By: 
John F. Musone
Registration No. 44,961
(407) 736-6449

Siemens Corporation
Intellectual Property Department
170 Wood Avenue South
Iselin, New Jersey 08830